

SO 3.221 Magistrate Judge Referrals

JUDGE PATRICIA MINALDI

This order shall govern all actions filed in this court assigned to Judge Patricia Minaldi, unless otherwise ordered by the Court.

Civil Cases

All civil actions, except habeas corpus petitions filed under **28 U.S.C. 2241 & 2254**, and and prisoner petitions involving conditions of confinement, and petitions for review of a denial of a claim for benefits under the Social Security Act, **42 U.S.C. 405(g)**, shall be referred to the assigned magistrate judge for disposition of all pretrial matters arising through the date of the final pretrial conference, or such other date as the court may direct in any particular case. This reference shall include:

- (1) Any conferences held in furtherance of **Rule 16 of the Federal Rules of Civil Procedure**,
- (2) Any discovery proceedings in accordance with **28 U.S.C. 636(b)(1)(A)**,
- (3) Any non-dispositive motions in accordance with **28 U.S.C. 636(b)(1)(A)**, , to wit:
- (4) All other matters authorized by law.

Habeas corpus petitions filed under **28 U.S.C. 2254** and prisoner petitions involving conditions of confinement shall be referred to the assigned magistrate judge for Report and Recommendation, including any evidentiary hearings if needed.

All petitions for review of a denial of a claim for benefits under the Social Security Act, **42 U.S.C. 405(g)** shall be referred to the assigned magistrate judge for Report and Recommendation.

The assigned magistrate judge is authorized to enter any orders necessary to facilitate review of referred matters, including, but not limited to, orders for the filing of pleadings, motions, and memoranda. The assigned magistrate judge is further authorized to conduct evidentiary hearings.

Criminal Cases

All criminal actions shall be referred to the assigned magistrate judge for disposition of all pretrial matters arising through arraignment or such other date as the court may direct in any particular case. This reference shall include:

- (1) Arraignments and all other pre-trial proceedings in criminal cases that are authorized by law to be conducted by magistrate judges;
- (2) All proceedings under **Fed.R.Cr.P. 3, 4, 5, 5.1, 40(b), and 41** that are authorized by law to be conducted by magistrate judges;
- (3) Proceedings to order release or detention of arrested persons pursuant to **18 U.S.C. 3141, et seq.**;
- (6) All other matters authorized by law.

All proceedings including trial and imposition in petty offense and other misdemeanor cases, subject to the limitations of **18 U.S.C. 3401**, (4) shall be referred to the assigned magistrate judge.

The assigned magistrate judge is authorized to enter any orders necessary to facilitate review of referred matters, including, but not limited to, orders for the filing of pleadings, motions, and memoranda. The assigned magistrate judge is further authorized to conduct evidentiary hearings.

Nothing in this order shall preclude Judge Patricia Minaldi from withdrawing the reference of any matter.